

TRANSMITTAL FORM

Be used for all correspondence after initial filing)

Total Number of Pages in This Submission

20

Application Number

10/068,759

Filing Date

February 5, 2002

First Named Inventor

Diacakis, Athanassios

Art Unit

2134

Examiner Name

Thomas M. Ho

Attorney Docket Number

022395-770400US

ENCLOSURES (Check all that apply)



Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)



Reply to Missing Parts/ Incomplete Application



Reply to Missing Parts under 37 CFR 1.52 or 1.53



Drawing(s)



Licensing-related Papers



Petition



Petition to Convert to a Provisional Application



Power of Attorney, Revocation Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) _____



Landscape Table on CD



After Allowance Communication to TC



Appeal Communication to Board of Appeals and Interferences



Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)



Proprietary Information



Status Letter



Other Enclosure(s) (please identify below):

Return Postcard

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Townsend and Townsend and Crew LLP

Signature

Printed name

Patrick R. Jewik

Date

November 9, 2005

Reg. No.

40,456

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or printed name

Andrea S. Beck

Date

11/9/05

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:

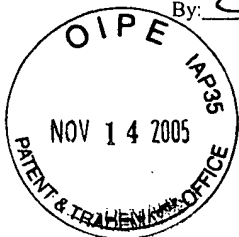
PATENT
Attorney Docket No.: 022395-770400US
Client Reference No.: OPW-7704

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

On November 9, 2005

TOWNSEND and TOWNSEND and CREW LLP

By: Andrea S. Beck



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Athanassios Diacakis

Application No.: 10/068,759

Filed: February 5, 2002

For: A SYSTEM AND METHOD FOR
FILTERING UNAVAILABLE DEVICES
IN A PRESENCE AND AVAILABILITY
MANAGEMENT SYSTEM

Examiner: Thomas M. Ho

Art Unit: 2134

SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT UNDER 37
CFR §1.97 and §1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

11/16/2005 HTECKLU1 00000002 201430 10068759
01 FC:1806 180.00 DA

Sir:

The references cited on attached form PTO/SB/08A and PTO/SB/08B are being called to the attention of the Examiner. Copies of the references [in compliance with the requirements of 1287 OG 163] are enclosed.

It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

11/15/2005 HTECKLU1 00000013 201430 10008759
01 FC:1806 180.00 DA

11/15/2005 HTECKLU1 00000013 201430 10008759
01 FC:1806 180.00 CR

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

This IDS is being filed before the mailing date of the final Office Action or Notice of Allowance.

Please charge the IDS fee of \$180 to Deposit Account No. 20-1430. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



Patrick R. Jewik
Reg. No. 40,456

TOWNSEND and TOWNSEND and CREW LLP
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San Francisco, California 94111-3834
Tel: 415-576-0200
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PRJ:ack



Substitute for form 1449A&B/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/068,759
Filing Date	February 5, 2002
First Named Inventor	Diacakis, Athanassios
Art Unit	2134
Examiner Name	Thomas M. Ho
Attorney Docket Number	022395-770400US

U.S. PATENT DOCUMENTS+

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number Kind Code ² (if known)			
	A1	US-5,493,692	02-20-1996	Theimer et al.	
	A2	US-5,592,533	01-07-1997	McHenry et al.	
	A3	US-5,819,084	10-06-1998	Shapiro et al.	
	A4	US-5,991,828	11-23-1999	Horie et al.	
	A5	US-6,023,762	02-08-2000	Dean et al.	
	A6	US-6,243,714	06-05-2001	Shapiro et al.	
	A7	US-6,484,130	11-19-2002	Dwyer et al.	
	A8	US-6,640,241	10-28-2003	Ozzie et al.	
	A9	US-6,700,967	03-02-2004	Kleinoder et al.	
	A10	US-6,871,224	03-22-2005	Chu et al.	
	A11	US-2001/0054037	12-20-2001	Shapiro et al.	
	A12	US-2002/0019816	02-14-2002	Shafir et al.	
	A13	US-2002/0021307	02-21-2002	Glenn et al.	
	A14	US-2002/0065630	05-30-2002	Dwyer et al.	
	A15	US-2002/0076010	06-20-2002	Sahai	
	A16	US-2002/0083127	06-27-2002	Agrawai	
	A17	US-2002/0085701	07-04-2002	Parsons et al.	
	A18	US-2002/0120687	08-29-2002	Diacakis et al.	
	A19	US-2002/0126701	09-12-2002	Requena	
	A20	US-2003/0023690	01-30-2003	Lohtia	
	A21	US-2003/0048195	03-13-2003	Trossen	
	A22	US-2003/0135624	07-17-2003	McKinnon et al.	
	A23	US-2004/0117443	06-17-2004	Barsness	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)				
	A24	WO	00/69140	A1	10-16-2000	Telefonaktiebolaget		<input type="checkbox"/>
	A25	WO	01/52511	A1	07-19-2001	British Telecomm		<input type="checkbox"/>
	A26	DE	19946960	A1	04-12-2001	Siemens AG		<input type="checkbox"/>
	A27	EP	0926871	A2	06-30-1999	Lucent Technologies		<input type="checkbox"/>
	A28	EP	1087595	A2	03-28-2001	Marconi Comm. Ltd.		<input type="checkbox"/>
	A29	EP	1117263	A2	07-18-2001	Alcatel		<input type="checkbox"/>
	A30	EP	1347624	A3	03-09-2005	Openwave Sys.		<input type="checkbox"/>

Examiner
SignatureDate
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Substitute for form 1449A&B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/068,759
				Filing Date	February 5, 2002
				First Named Inventor	Diacakis, Athanassios
				Art Unit	2134
				Examiner Name	Thomas M. Ho
Sheet	2	of	2	Attorney Docket Number	022395-770400US

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	A31	ROSENBERG, et al., SIP for Presence," Internet Engineering Task Force (Internet Draft), November 13, 1998, Bell Laboratories, Columbia University, 18 pgs.	

Examiner Signature		Date Considered	
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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 1881)

FEE TRANSMITTAL

For FY 2005

Complete if Known

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$180)

Application Number 10/068,759
Filing Date February 5, 2002
First Named Inventor Diacakis, Athanassios
Examiner Name Thomas M. Ho
Art Unit 2134
Attorney Docket No. 022395-770400US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account Number: 20-1430 Deposit Account Name: Townsend and Townsend and Crew LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity	Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25	
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100	
Multiple dependent claims	360	180	

Total Claims Extra Claims Fee (\$) Fee Paid (\$) Multiple Dependent Claims Fee (\$) Fee Paid (\$)

-20 or HP = _____ x _____ = _____

HP = highest number of total claims paid for, if greater than 20

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)

-3 or HP = _____ x _____ = _____

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____

4. OTHER FEE(S)

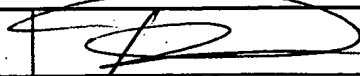
Non-English Specification, \$130 fee (no small entity discount)

Other: Submission of Information Disclosure Stmt

Fees Paid (\$)

180

SUBMITTED BY

Signature  Registration No. 40,456 Telephone 415-576-0200

Name (Print/Type) Patrick R. Jewik Date November 9, 2005